

1  
2  
3  
4  
5  
6  
7                   UNITED STATES DISTRICT COURT  
8                   WESTERN DISTRICT OF WASHINGTON

9                   GRUMP VENTURES, LLC,

NO.

10                  Plaintiff,

11                  NOTICE OF REMOVAL  
12                  OF ACTION UNDER  
13                  28 U.S.C. § 1441(a)  
14                  (FEDERAL QUESTION)

v.  
15                  MASON COUNTY,

Defendant.

[From Thurston County Superior Court  
Cause No. 20-2-01958-34]

16                  TO: CLERK OF THE ABOVE-ENTITLED COURT

17                  PLEASE TAKE NOTICE that defendant hereby removes to this Court the state  
18 court action described below:

19                  1. An action was commenced in the Superior Court of the State of Washington  
20 in and for Thurston County entitled *Grump Ventures, LLC v. Mason County*, attached hereto  
21 as Exhibit 1. The complaint was filed on August 31, 2020.

22                  2. The date upon which defendant received a copy of the complaint was August  
23 31, 2020, when the Mason County Auditor's office received a copy of the same together  
24 with a summons. A copy of the summons is attached hereto as Exhibit 2.

25                  3. This action is a civil action of which the Court has original jurisdiction under  
26 28 U.S.C. § 1331, and is one that may be removed to this Court by defendant pursuant to the

27 NOTICE OF REMOVAL OF ACTION - 1

28  
29 MENKE JACKSON BEYER, LLP  
30 807 North 39<sup>th</sup> Avenue  
Yakima, WA 98902  
Telephone (509)575-0313  
Fax (509)575-0351

provisions of 28 U.S.C. § 1441(a), in that it states claims arising under the United States Constitution. The complaint alleges causes of action invoking 42 U.S.C. § 1983 as a result of the alleged violation of plaintiff's rights to equal protection and due process under the United States Constitution. *See Exhibit 1 at ¶¶ 4.8, 5.11-5.17.*

All other pleadings filed in the state court action are attached hereto as Exhibits 1-3.

DATED THIS 9<sup>th</sup> day of September, 2020.

s/ KENNETH W. HARPER  
WSBA #25578  
Menke Jackson Beyer, LLP  
Attorneys for Defendant  
807 North 39<sup>th</sup> Avenue  
Yakima, Washington 98902  
Telephone: (509) 575-0313  
Fax: (509) 575-0351  
Email: [kharper@mjbe.com](mailto:kharper@mjbe.com)

NOTICE OF REMOVAL OF ACTION - 2

MENKE JACKSON BEYER, LLP  
807 North 39<sup>th</sup> Avenue  
Yakima, WA 98902  
Telephone (509)575-0313  
Fax (509)575-0351

1  
2  
3 CERTIFICATE OF SERVICE  
4  
5

6 I hereby certify that on September 9, 2020, I filed the foregoing with the Clerk of the  
7 Court using the CM/ECF System, which will send notification of such filing to the  
8 following:

9 Mr. Brent Carson [brc@ynf.com](mailto:brc@ynf.com)  
Ms. Clara Park [cpark@vnf.com](mailto:cpark@vnf.com)

10 and I hereby certify that I have mailed by United States Postal Service the document to the  
11 following non-CM/ECF participants:  
12

13 None.

14 s/KENNETH W. HARPER  
15 WSBA #25578  
16 Attorneys for Defendant  
17 Menke Jackson Beyer, LLP  
18 807 North 39<sup>th</sup> Avenue  
19 Yakima, Washington 98902  
Telephone: (509) 575-0313  
Fax: (509) 575-0351  
Email: [kharper@mjbe.com](mailto:kharper@mjbe.com)